

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application)	<u>PATENT APPLICATION</u>
)	
Inventors: Emmelmann)	
)	
Application No.: 09/449,021)	
)	
Filed: November 24, 1999)	
)	
Title: INTERACTIVE SERVER SIDE)	
COMPONENTS)	<u>Customer No. 28554</u>

TRANSMITTAL LETTER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Filed herewith is an Information Disclosure Statement (“IDS”). Although not compliant with Rule 1.97, applicant has filed a similar IDS in related Divisional App. No. 12/218,427, and in an abundance of caution, provides the same information here. Applicant asks this IDS to be put into the file.

In addition to the already provided documentation of applicant’s prior art product heitml 1.2 in the Information Disclosure Statements filed 3/06/2000 (and considered 10/21/2001) and filed 10/17/2008 (and considered 7/01/2009), applicant herewith provides the following documentation which describes the prior art product, and which should be considered as prior art:

- NPL 13 is entitled “heitml 1.2.1 Source Code Portions” and includes portions of the source code of the heitml 1.2.1 libraries, tutorial, demo, documentation, and website;
- NPL 14 is entitled “heitml 1.2.1 local pages” and includes portions of the local web pages as they are installed with the product, including the tutorial (p. 10), demo (p.37), and library guide “heitml Libraries” (p. 82). An introduction to heitml 1.2 starts on p. 57, and discussion of features starts on p. 59 and p. 169;

- NPL 15 is entitled "hehtml 1.2 Language Guide" and is provided for the Examiner's convenience, since NPL H (filed by Applicant 3/6/2000 and considered by Examiner 10/21/2001) was scanned in the incorrect order and may be difficult to follow since the pages are not numbered;
- NPL 16 is entitled " hehtml 1.2 Language Reference" and is provided for the Examiner's convenience, since NPL I (filed by Applicant 3/6/2000 and considered by Examiner 10/21/2001) was also scanned in the incorrect order and may be difficult to follow since the pages are not numbered; and
- NPL 17 is entitled "hehtml1.2DBTutorandLib" and provides more detailed documentation regarding the prior art hehtml 1.2 product.

The following files are believed to be the most important portions of the source code (NPL 13): the library files ses.hei, sesfield.hei, dbs.hei, and dbq.hei. The source files in the LIB directory are files from the hehtml library, and their use is partly documented in "hehtml Libraries" (NPL 12, 14 and 17), "hehtml 1.2 language reference" (NPL I and 16), and "hehtml 1.2 Language Guide" (NPL H and 15). The source files in the "HTDOCS/TUTOR" directory directly correspond to the pages in the tutorial or demo with the same file name in the "hehtml 1.2.1 local pages" (NPL Ref. 14) (tutor p. 10, sesparf p. 32, sesfsimp p. 35, heitry p. 36, dbsdemo pp. 52-53, dbqdemo pp. 48-51, gdba pp. 43-47, emailx p. 40).

The local pages (NPL 14) include possibly a different version of the "hehtml Libraries" (NPL 12) since the previously submitted document is missing some pages. The "hehtml 1.2.1 local pages" (NPL 14) usually include the manuals (NPL H, I) which have not been included in NPL 14 since they are provided separately in newer versions. The local pages provided herein have been printed by installing version 1.2.1 of the prior art product on a current computer.

Applicant notes that, as disclosed in the specification on page 14:8-9, the hehtml 1.2 product is prior art, having been released more than one year prior to the filing date of the earliest priority application, namely November 25, 1998. The previously provided prior art references "hehtml 1.2 Language Guide" (NPL H and NPL 15) and "hehtml 1.2 Language Reference" (NPL I and NPL 16) and "hehtml Libraries" (NPL 12), and the newly provided "hehtml 1.2.1 Source Code" (NPL 13), "hehtml 1.2.1 local pages" (NPL 14), and "hehtml 1.2 DBTutorandLib" (NPL 17) document this

product and should therefore be regarded as prior art.

Applicant believes that similar versions of “heitml1.2.1 Source Code portions” NPL 13 (possibly except for the included source code of documentation and website) and the local pages NPL 14, and prior versions of references NPL H (heitml 1.2 Language Guide), NPL I (heitml 1.2 Language Reference), NPL 12 (heitml Libraries), NPL 15 (heitml 1.2 Language Guide), NPL 16 (heitml 1.2 Language Reference) and NPL 17 (heitml1.2DBTutorandLib) were available prior to November 25, 1997 from applicant’s web site (either directly or as part from a downloadable product) and therefore these items should be treated as prior art. Similar versions of the source code, of documentation and web site were used on the web site and should therefore be treated as prior art.

The exact publication date of “heitml1.2DBTutorandLib” (NPL 17) is unknown, however, applicant believes it was probably not longer than 1 year before the earliest filing date. Nevertheless, applicant asks the examiner to treat it as prior art anyway because it contains new and updated documentation for the prior art heitml1.2 product and also updated material from the earlier documents. Only a current printout is provided.

Applicant believes that there is no fee associated with this communication. However the Commissioner is hereby authorized to charge underpayment of any additional fees or credit any overpayment associated with this communication to Deposit Account No. 501826.

Respectfully submitted,

Date: August 6, 2010

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